IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA) 8:10CR379
Plaintiff,))
vs.) DETENTION ORDER
MIGUEL GALLARZO-HERNANDEZ,	<u> </u>
Defendant.	,
A. Order For Detention After conducting a detention hearing purs Reform Act on October 27, 2010, the Co detained pursuant to 18 U.S.C. § 3142(e) a	ourt orders the above-named defendant
	because it finds: nce that no condition or combination of appearance of the defendant as required. t no condition or combination of conditions
felony and deported from District of Nebraska after without the consent of the violation of 8 U.S.C. § imprisonment under 8 U.S. [a] [b] The offense is a crime of [a] [c] The offense involves a nate wit: [a] (b) The offense is a crime of [a] [c] The offense involves a nate wit: [a] (c) The offense involves a nate wit: [a] (d) The offense involves a nate wit: [a] (2) The weight of the evidence again wit: [a] (3) The history and characteristics of [a]	s Report, and includes the following: e offense charged: iously been convicted of an aggravated in the United States, being found in the er having re-entered the United States he Attorney General or his successor in 1326(a) and subject to twenty years S.C. § 1326(b). violence. ercotic drug. erge amount of controlled substances, to inst the defendant is high. of the defendant including: ppears to have a mental condition which her the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. does not have any significant community.

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	The defendant has a prior record of failure to appear at court proceedings.	
(b)	At the time of the current arrest, the defendant was on:	
	Probation Parole	
	Release pending trial, sentence, appeal or completion of sentence.	
(c)	c) Other Factors:	
` ,	X The defendant is an illegal alien and is subject to deportation.	
	The defendant is a legal alien and will be subject to deportation if convicted.	
	<u>X</u> The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal.	
	Other:	

X (4) The nature and seriousness of the danger posed by the defendant's release are as follows: The nature of the defendant's criminal history.

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: October 27, 2010. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge